



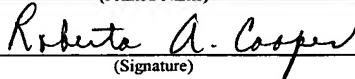
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Atty. Dkt. No. 035568-0122

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Koprass et al.
Title: ATTACHMENT FOR POWER TOOL
Appl. No.: 10/753,094
Filing Date: 01/07/2004
Examiner: To be determined
Art Unit: 3722

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 459164464 US	03/07/05
(Express Mail Label Number)	(Date of Deposit)
Roberta A. Cooper	
(Printed Name)	
	
(Signature)	

PETITION PURSUANT TO 37 C.F.R. § 1.47(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This petition is being filed in response to the Decision Granting Status Under 37 C.F.R. § 1.47(a) dated February 24, 2005 for the above-identified patent application.

At the time the Petition Pursuant to 37 C.F.R. § 1.47(a) and its accompanying Statement of Facts (which were filed on September 17, 2004) were being prepared for the present application, a similar Petition and Statement of Facts were also being prepared for another pending application (U.S. Patent Application No. 10/791,671) in which inventor Al Uzumcu had refused to sign a Declaration and Power of Attorney form. Upon further review, it was discovered that without deceptive intent, certain statements included in the Statement of Facts submitted for the present application actually pertained to the '671 application.

In an overabundance of caution, a revised Statement of Facts signed by Victor Henzi is provided herewith. A separate Statement of Facts signed by Warren Comstock is also provided herewith.


The Applicants believe that the present application is still entitled to status under 37 C.F.R. § 1.47(a); in the event that further review of such status is required, the Applicants

hereby respectfully petition the Commissioner under 37 C.F.R. § 1.47(a) and 35 U.S.C. § 116 to treat the above-identified patent application as being made by inventors Robert K. Kopras, Scott Adler, and Brian Albrecht on behalf of non-signing inventor Al Uzumcu.

The Commissioner is hereby authorized to charge any fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Respectfully submitted,

Date 3/7/2005

By 

FOLEY & LARDNER LLP
Customer Number: 26371
Telephone: (414) 297-5564
Facsimile: (414) 297-4900

Attorneys for Applicants

Marcus W. Sprow
Registration No. 48,580

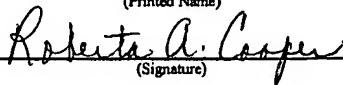
Richard J. McKenna
Registration No. 35,610



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(Printed Name)	
	
(Signature)	

STATEMENT OF FACTS FOR PETITION PURSUANT TO 37 C.F.R. § 1.47(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The following is a statement of facts surrounding the refusal of inventor Al Uzumcu to join in the present application.

1. I am currently employed by Robert Bosch Corporation as an Intellectual Property Administrator and Patent Agent.
2. In my capacity as Intellectual Property Administrator and Patent Agent for Robert Bosch Corporation, I am responsible for obtaining signatures from inventors for patent applications that are assigned to Credo Technology Corporation.
3. The last known address for inventor Al Uzumcu is 376 W. Sycamore Street, Vernon Hills, IL 60061.
4. On May 27, 2004, a copy of the above-identified patent application and a Declaration and Power of Attorney form was sent under my direction by Administrative Specialist Debra Sykes to inventor Uzumcu.
5. The Declaration and Power of Attorney form was sent by First Class U.S. Mail to inventor Uzumcu at the last known address listed above.
6. The Declaration and Power of Attorney form was received by inventor Uzumcu as confirmed in our phone conversation of September 15, 2004.
7. After not receiving the Declaration and Power of Attorney form from inventor Uzumcu, I contacted inventor Uzumcu by telephone on September 15, 2004 to discuss obtaining his signature on the Declaration and Power of Attorney form.

8. Inventor Uzumcu left me a voice mail message on September 15, 2004 in which he stated that "...in the meantime, when that happened, I took all those files you sent, threw 'em in the garbage."

9. On September 16, 2004, I was present for a telephone conversation between Chief Counsel Intellectual Property Warren Comstock and inventor Uzumcu. Mr. Comstock indicated that inventor Uzumcu stated that he would not cooperate with our request to sign and return the Declaration and Power of Attorney form for the present application.

10. Based upon the circumstances described above, I believe that inventor Uzumcu has indicated a refusal to cooperate in the present application.

11. Upon further investigation of the facts and circumstances surrounding my communications with inventor Uzumcu, it was discovered that while inventor Uzumcu did receive a copy of the above-identified patent application and Declaration and Power of Attorney form as described above in Sections 4 and 5, it appears that inventor Uzumcu did not receive a second copy of the application and Declaration and Power of Attorney form. Statements made in Sections 7 and 8 of my prior Statement of Facts filed September 17, 2004 appear to relate to a different patent application and Declaration and Power of Attorney form that were sent to inventor Uzumcu on July 8, 2004, and such statements were made without deceptive intent on my part.

12. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and made with the knowledge that willful, false statements are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date March 7, 2005

By Victor Henzi

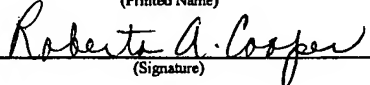
Victor Henzi
Registration No. 45,447



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STATEMENT OF FACTS FOR PETITION PURSUANT TO 37 C.F.R. § 1.47(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The following is a statement of facts surrounding the refusal of inventor Al Uzumcu to join in the present application.

1. I am currently employed by Robert Bosch Corporation as Chief Counsel for Intellectual Property.
2. On September 16, 2004, I spoke with inventor Uzumcu by telephone regarding the above-captioned patent application matter.
3. Mr. Uzumcu indicated during the September 16, 2004 telephone conversation that he would not cooperate with our request to sign and return the Declaration and Power of Attorney form that was sent to him along with a copy of the above-captioned patent application by my colleague Victor Henzi.
4. Based upon the circumstances described above, I believe that inventor Uzumcu has indicated a refusal to cooperate in the present application.
5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and made with the knowledge that willful, false statements are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date 3-7-05

By Warren Comstock

Warren Comstock